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8   UNITED STATES DISTRICT COURT

9   EASTERN DISTRICT OF CALIFORNIA

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11   JHONATHAN FRYE, | Case No.: 1:21-cv-01525-KES-SKO (PC)

12   Plaintiff,

13   v.   ORDER ADOPTING FINDINGS AND
                                                 RECOMMENDATIONS TO DISMISS ACTION
14   PFIEFER, Warden, et al.,   FOR FAILURE TO STATE A CLAIM UPON
                                                 WHICH RELIEF CAN BE GRANTED
15   Defendants.   Doc. 18

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17   Plaintiff Jhonathan Frye is proceeding pro se and in forma pauperis in this civil rights

18   action brought pursuant to 42 U.S.C. § 1983. This matter was referred to a United States

19   magistrate judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

20   On October 8, 2024, the assigned magistrate judge issued findings and recommendations

21   recommending the action be dismissed for Plaintiff's failure to state a claim upon which relief can

22   be granted. Doc. 18. The findings and recommendations were served on Plaintiff and contained

23   notice that objections were to be filed within fourteen (14) days of service. *Id.* at 5. Plaintiff has

24   not filed any objections, and the time to do so has passed.

25   In accordance with the provisions of 28 U.S.C. § 636(b)(1), the Court has conducted a de

26   novo review of this case. Having carefully reviewed the file, the Court finds the findings and

27   recommendations to be supported by the record and by proper analysis.

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Accordingly, IT IS ORDERED that:

1. The findings and recommendations issued on October 8, 2024, Doc. 18, are
    ADOPTED IN FULL;

2. The action is DISMISSED for Plaintiff's failure to state a claim upon which relief can
    be granted; and,

3. The Clerk of the Court is directed to terminate all pending motions and to CLOSE this
    case.

IT IS SO ORDERED.

Dated: November 26, 2024

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UNITED STATES DISTRICT JUDGE

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